



## WISCONSIN LEGISLATIVE COUNCIL AMENDMENT MEMO

<b>2005 Senate Bill 505</b>	<b>Senate Amendments 1 and 2</b>
<i>Memo published: April 3, 2006</i>	<i>Contact: Dan Schmidt, Senior Analyst (267-7251)</i>

*Current law* requires that any one- or two-family dwelling for which initial construction began on or after December 1, 1978, comply with the one- and two-family dwelling code as promulgated by the Department of Commerce.

*2005 Senate Bill 505* exempts individuals from complying with the one- and two-family dwelling code if all of the following apply:

1. The dwelling is located in a city, town, or village having a population of 2,500 or less;
2. The dwelling is constructed or added to by its owner without the use of contractors or subcontractors;  
and
3. The owner is a member of a bona fide religious denomination that prohibits the use of certain tools, devices, or designs that are necessary to comply with the one- and two-family dwelling code.

The bill also requires the owner of an exempt dwelling to record a statement with the register of deeds that states that the dwelling was not inspected for compliance with the one- and two-family dwelling code. If the dwelling is inspected after the statement has been recorded with the register of deeds, the owner must then file another statement signed by the inspector as to whether the dwelling is in compliance with the one- and two-family dwelling code.

*Senate Amendment 1* eliminates certain recording requirements that do not fulfill the register of deeds' current standards for recording documents.

*Senate Amendment 2* requires an owner filing a notice of exemption under the bill to pay a fee, in an amount equal to the existing building permit fees in the municipality, prior to beginning construction.

### Legislative History

Senate Amendments 1 and 2 were offered by Senator Brown. The Senate Committee on Housing and Financial Institutions recommended adoption of Senate Amendment 1 and passage of 2005 Senate Bill 505 by votes of Ayes, 7; Noes, 0 on January 26, 2006. The Senate adopted Senate Amendments 1 and 2 and passed 2005 Senate Bill 505, as amended, by a voice vote on March 2, 2006.

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